



Correspondence Management System

Control Number: AX-12-001-1967

Printing Date: July 20, 2012 07:24:39



Citizen Information

Citizen/Originator: Paine, Brent

Organization: United Catcher Boats

Address: 4005 20th Avenue West, Fisherman's Terminal Seattle, WA 98199

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

Control Information

Control Number: AX-12-001-1967

Alternate Number: N/A

Status: Pending

Closed Date: N/A

Due Date: Aug 3, 2012

of Extensions: 0

Letter Date: Jul 18, 2012

Received Date: Jul 19, 2012

Addressee: AD-Administrator

Addressee Org: EPA

Contact Type: LTR (Letter)

Priority Code: Normal

Signature: DX-Direct Reply

Signature Date: N/A

File Code: 404-141-02-01_141_a(2) Copy of Controlled and Major Correspondence Record of the EPA Administrator and other senior officials - Electronic.

Subject: Daily Reading File - Support for the Thousands of commercial fishermen who make their living in Bristol Bay, Alaska

Instructions: DX-Respond directly to this citizen's questions, statements, or concerns

Instruction Note: N/A

General Notes: N/A

CC: OEAAE - Office of External Affairs and Environmental Education

OW - Office of Water -- Immediate Office

Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
Eliska Postell	OEX	R10	Jul 20, 2012	Aug 3, 2012	N/A
Instruction: DX-Respond directly to this citizen's questions, statements, or concerns					

Supporting Information

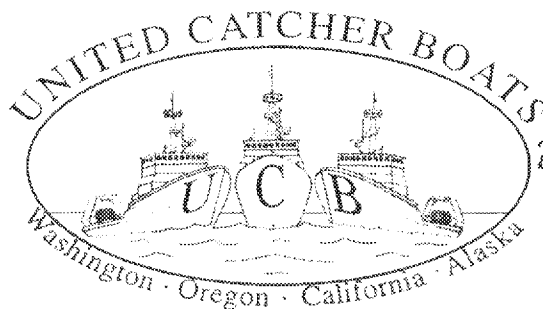
Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

History

Action By	Office	Action	Date
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RECEIVED

2012 JUL 19 AM 8:28

OFFICE OF THE
EXECUTIVE SECRETARIAT

Lisa Jackson, Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

July 18, 2012

Dear Administrator Jackson,

We are writing to express our strong support for the thousands of commercial fishermen who make their living in Bristol Bay, Alaska. The Bristol Bay salmon run is legendary for its size, sustainability, economic impact, and historical significance.

United Catcher Boats is a commercial fishing vessel owners trade association whose 73 members fish in Alaska and West Coast marine fisheries. As a trade organization that supports sustainable resource management and the need for a healthy environment in order to have healthy fisheries, we know that when fisheries and fishery habitat are damaged due to inappropriate development, any attempts to reverse damage are invariably less effective and more expensive than prevention. Recognizing that the natural resources of Bristol Bay belong to all Americans, we support our fellow commercial fishermen whose jobs are threatened by development of the proposed Pebble Mine.

We thank the Environmental Protection Agency for the thorough scientific assessment of this amazing watershed, and for carrying out a public comment process. The assessment's conclusions in our opinion reinforces the fact that large-scale mining in the headwaters of the Kvichak and Nushagak watersheds poses an unacceptable risk to the waters of Bristol Bay and subsequently to the fishery resource, either through catastrophic events or chronic habitat degradation over time.

We are not anti-mining, but Pebble is clearly the wrong mine in the wrong place.

We respectfully ask that that EPA invoke Section 404(c) of the Clean Water Act, and bestow on the Bristol Bay region the protection it needs from large-scale mines that threaten this great American fishery.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Brent Paine', is written over a horizontal line.

Brent Paine, Executive Director
United Catcher Boats



Correspondence Management System

Control Number: AX-12-001-1986

Printing Date: July 20, 2012 08:47:47



Citizen Information

Citizen/Originator: Wood, Chris

Organization: Trout Unlimited

Address: 1300 North 17th, Arlington, VA 22209-3801

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

Control Information

Control Number: AX-12-001-1986

Alternate Number: N/A

Status: Pending

Closed Date: N/A

Due Date: Aug 3, 2012

of Extensions: 0

Letter Date: Jul 18, 2012

Received Date: Jul 19, 2012

Addressee: AD-Administrator

Addressee Org: EPA

Contact Type: EML (E-Mail)

Priority Code: Normal

Signature: DX-Direct Reply

Signature Date: N/A

File Code: 404-141-02-01_141_a(2) Copy of Controlled and Major Correspondence Record of the EPA Administrator and other senior officials - Electronic.

Subject: Daily Reading File - Seven hundred businesses ask the President - EPA to protect Bristol Bay.

Instructions: DX-Respond directly to this citizen's questions, statements, or concerns

Instruction Note: N/A

General Notes: N/A

CC: OEAE - Office of External Affairs and Environmental Education

OW - Office of Water -- Immediate Office

Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
Eliska Postell	OEX	R10	Jul 20, 2012	Aug 3, 2012	N/A
Instruction: DX-Respond directly to this citizen's questions, statements, or concerns					
Eliska Postell	OEX	R10	Jul 20, 2012	Aug 3, 2012	N/A
Instruction: DX-Respond directly to this citizen's questions, statements, or concerns					

Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

President Barack Obama
1600 Pennsylvania Avenue NW
Washington, DC 20500

Cc: Lisa Jackson, Administrator, Environmental Protection Agency

July 18, 2012

Dear President Obama,

We, the undersigned trade associations and 712 business owners, thank you and the Environmental Protection Agency (EPA) for taking the first step to protect Bristol Bay from the hazards of the proposed Pebble Mine by conducting a scientific assessment of the region's watershed. We believe this comprehensive scientific assessment makes a powerful case for the proactive protection of Bristol Bay's world-class wild salmon resource and its 14,000 associated jobs through the use of an important provision of the Clean Water Act—Section 404(c). We ask that you act on this before the end of July 2012 to ensure you can complete this process before January 20, 2013, and give this broad and diverse coalition of fishing, hunting, jewelry, food and investment companies the certainty we need for future planning and investment.

Our letter joins a large and growing assortment of businesses that have called on you to stand for Bristol Bay, including leaders in the jewelry industry, investment firms, outdoor industry, and commercial fishermen.

The proposed Pebble Mine in Bristol Bay poses numerous significant and potentially long-lasting threats to these jobs and economic activities. As the EPA's assessment found, even without a major catastrophe or a series of cumulative spills or leaks, the Pebble project would destroy up to 87 miles of salmon streams and up to 4,200 acres of wetlands. In addition, the Pebble Mine would produce up to 10 billion tons of toxic waste containing copper and other heavy metals that would threaten fisheries, and must be contained—in perpetuity—behind massive earthen dams in an earthquake-prone region.

While we thank you for assessing how future large-scale development projects may affect Bristol Bay, it's not enough.

We believe the common-sense approach to protecting Bristol Bay from the identified negative impacts of Pebble is the advanced use of the Clean Water Act's Section 404(c). This establishes a clear set of protective sideboards now, not later, and provides our salmon and other renewable resource-based businesses the certainty we need to continue to grow and prosper. Bristol Bay's resources have proved sustainable for nearly a century, generating upwards of \$500 million annually, and providing roughly 14,000 jobs. The EPA has the authority under the Clean Water Act to invoke Section 404(c), which would give Bristol Bay the protection it needs from mega mining and other large-scale developments, while allowing responsible development and investment to progress.

Although the EPA has been criticized recently by some segments of business and industry for alleged regulatory overreach, we want to make it abundantly clear that as American-based businesses and employers of tens of thousands of Americans, we believe your use of the Clean Water Act to protect Bristol Bay's renewable resources from irreparable harm is the right thing to do, right now.

We are not alone in our support of immediate implementation of Clean Water Act protections; public support in the region for such EPA action is overwhelming. At six recent EPA hearings in Bristol Bay-area towns and villages, an estimated 94 percent of participants testified in favor of the 404(c) protections of the Bristol Bay watershed. In addition, there is wide, bipartisan support for EPA action, in both Alaska and across the country. For instance, in the past few months, Robin Hayes, the chairman of the North Carolina Republican party, Sen. Maria Cantwell, a Democrat from Washington, and the *New York Times* all publicly supported EPA's work in Bristol Bay.

The Obama Administration and the EPA have an opportunity now to guarantee a future for Bristol Bay and the economic ripple effect that its fishery has on our nation. We urge you to act immediately.

Sincerely,

The Alaska Independent Fisherman's Marketing Association - Representing hundreds of commercial fishermen from around the United States

Bristol Bay Regional Seafood Development Association - Representing 2,000 small business owners and their 5,000 employees

Commercial Fishermen for Bristol Bay - National network of 80+ commercial fishing associations

American Fly Fishing Trade Association - Representing over 500 businesses – primarily small businesses – in the fly fishing industry

American Sportfishing Association - Representing nearly 800 member businesses in the sport fishing industry

The Chefs Collaborative – Representing over 1000 chefs to change the sustainable food landscape

And all these individual businesses throughout the United States:



Correspondence Management System

Control Number: AX-12-001-2075

Printing Date: July 20, 2012 04:14:58



Citizen Information

Citizen/Originator: Graham, Jeremy

Organization: Earth Justice
Address: 426 17th Street, Oakland, CA 94612

Van Noppen, Trip

Organization: Earthjustice
Address: 426 17th Street, 6th Floor, Oakland, CA 94612

Irvin, William Robert

Organization: American Rivers
Address: 1101 14th Street NW, Washington, DC 20005

Alt, Margie

Organization: Environment America
Address: 218 D Street, SE 2nd Floor, Washington, DC 20003

Brune, Michael

Organization: Sierra Club
Address: 85 Second Street, 2nd Floor, San Francisco, CA 94105

Wendelgass, Robert

Organization: Pennsylvania Clean Water Action
Address: 1420 Walnut Street, Philadelphia, PA 19102

Pica, Erich

Organization: Friends of the Earth
Address: 1100 15th N.W. 11th Floor, Washington, D.C. 20005

Beinecke, Frances

Organization: Natural Resources Defense Council
Address: 40 West 20 Street, New York, NY 10011

Thomasson, Catherine

Organization: Physicians for Social Responsibility
Address: 1111 14th Street, NW #700, Washington, DC 20005

Kiernan, Thomas C

Organization: National Parks Conservation Association
Address: 777 6th Street, NW, Washington, DC 20001

Schweiger, Larry J.

Organization: National Wildlife Federation
Address: 901 E Street, NW, Washington, DC 20004

Hoskins, David W.

Organization: Izaak Walton League of America
Address: 707 Conservation Lane, Gaithersburg, MD 20878

Karpinski, Gene

Organization: League of Conservation Voters Education Fund
Address: 1920 L N.W., Washington, D.C. 20038

Constituent: N/A

Committee: N/A

Sub-Committee: N/A



Correspondence Management System

Control Number: AX-12-001-2075

Printing Date: July 20, 2012 04:14:58



Control Information

Control Number: AX-12-001-2075 **Alternate Number:** N/A
Status: Pending **Closed Date:** N/A
Due Date: Aug 3, 2012 **# of Extensions:** 0
Letter Date: Jul 19, 2012 **Received Date:** Jul 20, 2012
Addressee: AD-Administrator, Nancy Sutley, **Addressee Org:** EPA, CEQ
White House Council on
Environmental Quality
Contact Type: EML (E-Mail) **Priority Code:** Normal
Signature: DX-Direct Reply **Signature Date:** N/A
File Code: 404-141-02-01_141_a(2) Copy of Controlled and Major Correspondence Record of the EPA Administrator and other senior officials - Electronic.
Subject: Daily Reading File - Florida Toxic Algae CEO letter to EPA and CEQ sent on July 19, 2012
Instructions: DX-Respond directly to this citizen's questions, statements, or concerns
Instruction Note: N/A
General Notes: N/A
CC: OW - Office of Water -- Immediate Office

Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
Carla Veney	OEX	R4	Jul 20, 2012	Aug 3, 2012	N/A
Instruction: DX-Respond directly to this citizen's questions, statements, or concerns					

Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

History

Action By	Office	Action	Date
Carla Veney	OEX	Control Created	Jul 20, 2012
Carla Veney	OEX	Assign R4 as lead office	Jul 20, 2012

Comments

Commentator	Comment	Date
No Record Found.		

American Rivers • Clean Water Action • Earthjustice • Environment America • Friends of the Earth • Izaak Walton League of America • League of Conservation Voters • National Parks Conservation Association • National Wildlife Federation • Natural Resources Defense Council • Physicians for Social Responsibility • Sierra Club

July 19, 2012

The Honorable Lisa Jackson, Administrator
U.S. Environmental Protection Agency
Ariel Rios, 1200 Pennsylvania Ave., N.W.
Washington, DC 20004

The Honorable Nancy Sutley, Chair
White House Council on Environmental Quality
722 Jackson Place N.W.
Washington, DC 20506

Dear Administrator Jackson and Chair Sutley,

As leaders of the nation's largest environmental organizations concerned with public health and clean water, we write you on behalf of our millions of members and supporters to urge you to protect Florida's waters from toxic algae outbreaks and disapprove Florida's proposed standards that fail to achieve that goal. This is both a regional and national imperative, as nitrogen and phosphorous pollution from sewage treatment plants, fertilizer and manure runoff, and other sources foul not only Florida's waters but also rivers, streams, lakes, and beaches across the country.

Passage of the Clean Water Act forty years ago was one of the most important and popular environmental achievements in our history, creating a legacy of cleaner water in the United States. The growing numbers of toxic algae outbreaks in Florida and beyond demonstrates that the job of ending the pollution of the nation's waters is still far from complete. In Florida, 70 percent of freshwater springs have nutrient concentrations at least 500 percent higher than historic background concentrations. Just last month, Northern Florida's Santa Fe River experienced its first ever massive algae bloom along the most popular canoeing section of the river. Last month, Glades, Hendy, and Lee counties all issued public health advisories warning the public to stay out of the algae infested waters of the Caloosahatchee River in the southwest part of the state.

Reducing nutrient pollution is a critically important issue for the environmental community in Florida and it has been a long fought battle with polluting industries and their friends in state government to address it. EPA must act to protect Florida's waters from toxic algae outbreaks to avoid economic impacts in addition to the environmental ones. Tourism at Florida's famous beaches is vulnerable if swimming means risking respiratory distress from red tide toxins. Waterfront property owners are faced with "Algae Alert" signs warning people not to swim in, drink, or eat fish from those waters, or even let their pets near the water. People who swam, fished, and went boating in these lakes, rivers, and streams as children are shocked by their current condition.

At issue today is whether EPA will approve Florida's state standards. Governor Scott's administration is asking EPA to approve state rules written for the polluting industries. While the state claims to have adopted EPA-approvable rules, it has not.

We understand that a great deal of lobbying pressure is being applied to get EPA to approve Florida's standards. We urge that you do not. At a minimum, EPA must look carefully at whether the state's rules will meet acceptable pollution limits and protect Florida's waters.

As the 40th anniversary of the Clean Water Act approaches, EPA is asking the public "Water, Is It Worth It?" We believe the answer in Florida and across the country is a resounding "Yes." EPA can demonstrate its commitment to clean water by ending toxic algae pollution in Florida. We urge you to protect America's legacy of clean water so that future generations may benefit from these important resources.

Thank you for your continued commitment to protecting our nation's waters.

Respectfully,

Trip Van Noppen
President
Earthjustice

Thomas C. Kiernan
President
National Parks Conservation Association

Wm. Robert Irvin
President and CEO
American Rivers

Larry J. Schweiger
President and CEO
National Wildlife Federation

Margie Alt
Executive Director
Environment America

David W. Hoskins
Executive Director
Izaak Walton League of America

Michael Brune
Executive Director
Sierra Club

Gene Karpinski
President
League of Conservation Voters

Robert Wendelgass
President and CEO
Clean Water Action

Erich Pica
President
Friends of the Earth

Frances Beinecke
President
Natural Resources Defense Council

Catherine Thomasson, MD
Executive Director
Physicians for Social Responsibility



Correspondence Management System

Control Number: AX-12-001-2076

Printing Date: July 20, 2012 08:28:07



Citizen Information

Citizen/Originator: Kuhn, Thomas R.

Organization: Edison Electric Institute

Address: 701 Pennsylvania Avenue, N.W., Washington, DC 20004

Constituent: N/A

Committee: N/A

Sub-Committee: N/A

Control Information

Control Number: AX-12-001-2076

Alternate Number: N/A

Status: Pending

Closed Date: N/A

Due Date: N/A

of Extensions: 0

Letter Date: Jul 11, 2012

Received Date: Jul 20, 2012

Addressee: Nancy Stoner

Addressee Org: EPA

Contact Type: LTR (Letter)

Priority Code: Normal

Signature: DX-Direct Reply

Signature Date: N/A

File Code: 404-141-02-01_141_a(2) Copy of Controlled and Major Correspondence Record of the EPA Administrator and other senior officials - Electronic.

Subject: Daily Reading File - Impingement Mortality Notice of Data Availability
EPA-HQ-OW-2008-0667

Instructions: DX-Respond directly to this citizen's questions, statements, or concerns

Instruction Note: N/A

General Notes: N/A

CC: OEAE - Office of External Affairs and Environmental Education

Lead Information

Lead Author: N/A

Lead Assignments:

Assigner	Office	Assignee	Assigned Date	Due Date	Complete Date
No Record Found.					

Supporting Information

Supporting Author: N/A

Supporting Assignments:

Assigner	Office	Assignee	Assigned Date
No Record Found.			

History

Action By	Office	Action	Date
Eliska Postell	OEX	Control has been created for direct review.	Jul 20, 2012
Eliska Postell	OEX	Control Taken Over	Jul 20, 2012



Edison Electric
Institute

Thomas R. Kuhn
President

July 11, 2012

Ms. Nancy K. Stoner
Acting Assistant Administrator for the Office of Water
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Re: Impingement Mortality Notice of Data Availability, 77 Fed. Reg. 34315 (June 11, 2012),
Docket No. EPA-HQ-OW-2008-0667

Dear Assistant Administrator Stoner:

The Edison Electric Institute (EEI) appreciates the opportunity to provide the attached comments in response to the U.S. Environmental Protection Agency's (EPA's) above-referenced Impingement Mortality (IM) Notice of Data Availability (NODA), which relates to the EPA's pending rulemaking for cooling water intake structures (CWIS) at existing facilities under section 316(b) of the Clean Water Act. 76 Fed. Reg. 22173 (April 20, 2011).

In the IM NODA, EPA is considering numerous potential improvements to its proposed rule, most of which EEI strongly supports as discussed in the attached comments. Such improvements are necessary to make the rule workable and reasonable. In its current form, the proposed rule would impose requirements that many facilities could only meet by incurring costs that are wildly out of proportion to the benefits.

EEI is the association of U.S. shareholder-owned electric companies and has international electric company affiliate members and industry supplier associate members. Our U.S. electric company members serve 95 percent of the ultimate customers in the shareholder-owned segment of the industry and represent approximately 70 percent of the U.S. electric power industry.

EEI's members own the vast majority of existing steam-electric generating facilities with CWIS that will be directly affected by EPA's rule. Though these facilities have been permitted and operated responsibly for decades to minimize impacts on the environment, EPA's proposed rule likely would require them to retrofit additional technology that in many cases would be difficult to install and would not produce appreciable environmental benefits.

For these reasons, EEI strongly supports a range of critical improvements to the proposed rule which include:

- Providing increased site-specific flexibility for both impingement and entrainment (I&E);
- Ensuring EPA authorization of pre-approved intake technology whose use will fully satisfy the rule's impingement requirements;

- Including a process to identify and permit alternative intake technologies and measures;
- Providing a more inclusive definition of closed cycle cooling;
- Ensuring there is no mandate to use closed-cycle cooling;
- Adopting an improved velocity standard;
- Abandoning the proposed rule's national numeric IM standard;
- Including provisions to grant credit for I&E measures already in place;
- Providing relief for facilities that are not having significant effects on fish populations;
- Deleting the "no entrapment" provisions;
- Deleting the nationwide shellfish net requirement;
- Allowing state permitting authorities to focus on "species of concern" as a means to streamline permitting; and
- Aligning I&E compliance deadlines to facilitate cost-effective and environmentally protective decisions.

Our objective in filing these comments is to assist EPA in promulgating a rule that is science-based, fair and flexible, includes reasonable compliance requirements and deadlines, and protects the environment while avoiding unnecessary burdens on electricity consumers by only imposing technically justifiable conditions when costs are commensurate with benefits.

Please don't hesitate to contact me if you would like to discuss this matter further. Should your staff want additional information, please have them contact Rich Bozek (rbozek@eei.org); 202-508-5641 or Henri Bartholomot (hbartholomot@eei.org); 202-508-5622.

Sincerely,



Thomas R. Kuhn

Attachment

cc: (w/att):
Michael Goo, EPA
Hon. Lisa Jackson, EPA
Jim Laity, OMB
Jack Lew, The White House
Hon. Robert Perciasepe, EPA
Bruce Reed, The White House
Gene Sperling, NEC
Hon. Cass R. Sunstein, OMB
Robert Sussman, EPA
Hon. Jeffrey Zients, OMB

Nonresponsive Memorandum Unrelated to Pebble

Nonresponsive Memorandum Unrelated to Pebble

Nonresponsive Memorandum Unrelated to Pebble